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April 3, 1989

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OF COUNSEL
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FILE: UTSK:097

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GORDON G. WAGGETT

Box SN
Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Re: SN 313,911 "Method and apparatus for Direct
Measurement of Hemoglobin Species in Whole
Blood"--Shepherd, et al. (UTHSC/SA:097)

Sir:

Please find enclosed:

- (1) A response under 37 C.F.R. § 1.53(d) to Notice to File
Missing Parts mailed March 10, 1989;
- (2) A return postcard to acknowledge receipt of these
materials. Please stamp and mail this postcard.

Should any additional fees be required for any reason
relating to the enclosed materials, or should an overpayment be
included herein, please deduct or credit said fees from Arnold,
White & Durkee Deposit Account No. 01-2508/UTSK:097/BAH.

Respectfully submitted,

4 201 170.00 CK
4 205 55.00 CK
David D. Bahler
Reg. No. 30,932

060 04/10/89 313911
060 04/10/89 313911

DDB:bp

Enclosures

cc: Dudley R. Dobie, Jr., Esq. (w/enclosures)
Jack C. Park, Esq. (w/enclosures)
A. P. Shepherd, Ph.D. (w/o enclosures)
Mr. John M. Steinke (w/o enclosures)
Louis T. Pirkey, Esq. (w/o enclosures)

(e) A check in the amount of \$232.00 to cover the basic filing fee including \$55.00 surcharge and Assignment recordation fee;

(f) A copy of Notice to File Missing Parts of Application-Filing Date Granted.

If any fees are inadvertently omitted or if any additional fees are required or have been overpaid, please appropriately charge or credit those fees to Deposit Account No. 01-2508/UTSK:097/BAH. Please stamp and return the accompanying postcard to evidence receipt of these documents. A duplicate copy of this sheet is enclosed.


Respectfully submitted,



David D. Bahler
Reg. No. 30,932

ARNOLD, WHITE & DURKEE
P. O. Box 4433
Houston, Texas 77210
(512) 320-7200

Date: April 3, 1989

 UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231			
SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY DOCKET NO.
07/313,911	02/23/89	SHEPHERD	A UTSK0978AH

ARNOLD, WHITE & DURKEE
 P.O. BOX 4433
 HOUSTON, TX 77210

000
 03/10/89

DATE MAILED:

NOTICE TO FILE MISSING PARTS OF APPLICATION— FILING DATE GRANTED

A filing date has been granted to this application. However, the following parts are missing.

If all missing parts are filed within the period set below, the total amount owed by applicant as a ☒ large entity, ☐ small entity (verified statement filed), is \$ 423.00

1. ☒ The statutory basic filing fee is: ☒ missing. ☐ insufficient. Applicant as a ☒ large entity, ☐ small entity, must submit \$ 341.00 to complete the basic filing fee and **MUST ALSO SUBMIT THE SURCHARGE AS INDICATED BELOW.**
2. ☐ Additional claim fees of \$ _____ as a ☐ large entity, ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. **NO SURCHARGE IS REQUIRED FOR THIS ITEM.**
3. ☒ The oath or declaration: ☒ is missing.
☐ does not cover items omitted at the time of execution.
 An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Serial Number and Filing Date is required. **A SURCHARGE MUST ALSO BE SUBMITTED AS INDICATED BELOW.**
4. ☐ The oath or declaration does not identify the application to which it applies. An oath or declaration in compliance with 37 CFR 1.63 identifying the application by the above Serial Number and Filing Date is required. **A SURCHARGE MUST ALSO BE SUBMITTED AS INDICATED BELOW.**
5. ☐ The signature to the oath or declaration is: ☐ missing; ☐ a reproduction; ☐ by a person other than the inventor or a person qualified under 37 CFR 1.42, 1.43, or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Serial Number and Filing Date is required. **A SURCHARGE MUST ALSO BE SUBMITTED AS INDICATED BELOW.**
6. ☐ The signature of the following joint inventor(s) is missing from the oath or declaration: _____ Applicant(s) should provide, if possible an oath or declaration signed by the omitted inventor(s), identifying this application by the above Serial Number and Filing Date. **A SURCHARGE MUST ALSO BE SUBMITTED AS INDICATED BELOW.**
7. ☐ The application was filed in a language other than English. Applicant must file a verified English translation of the application and a fee of \$26.00 under 37 CFR 1.17(k), unless this fee has already been paid **NO SURCHARGE UNDER 37 CFR 1.16(e) IS REQUIRED FOR THIS ITEM.**
8. ☐ A \$20.00 processing fee is required for returned checks. (37 CFR 1.21(m)).
9. ☐ Your filing receipt was mailed in error because check was returned.
10. ☐ Other:

A Serial Number and Filing Date have been assigned to this application. However, to avoid abandonment under 37 CFR 1.53(d), the missing parts and fees identified above in items 1 and 3-6 must be timely provided **ALONG WITH THE PAYMENT OF A SURCHARGE OF \$110.00** for large entities or \$55.00 for small entities who have filed a verified statement claiming such status. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE** of this application, **WHICHEVER IS LATER**, within which to file all missing parts and pay any fees. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

Direct the response to, and any questions about, this notice to the undersigned, Attention: Application Branch.

A copy of this notice MUST be returned with response.

M.B. G.
 For: Manager, Application Branch
 (703) 557-3254

FORM PTO-1503 (REV. 7-87)

COPY TO BE RETURNED WITH RESPONSE

For Office Use Only

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| <input type="checkbox"/> 102 | <input type="checkbox"/> 202 |
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